

106TH CONGRESS
2D SESSION

S. 2399

To amend title XVIII of the Social Security Act to revise the coverage of immunosuppressive drugs under the medicare program.

IN THE SENATE OF THE UNITED STATES

APRIL 11, 2000

Mr. DURBIN (for himself and Mr. LEVIN) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend title XVIII of the Social Security Act to revise the coverage of immunosuppressive drugs under the medicare program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Comprehensive Im-
5 munosuppressive Drug Coverage for Transplant Patients
6 Act of 2000.”

7 **SEC. 2. REVISION OF COVERAGE OF IMMUNOSUPPRESSIVE**
8 **DRUGS UNDER THE MEDICARE PROGRAM.**

9 (a) REVISION.—

(1) IN GENERAL.—Section 1861(s)(2)(J) of the Social Security Act (42 U.S.C. 1395x(s)(2)(J)) (as amended by section 227(a) of the Medicare, Medicaid, and SCHIP Balanced Budget Refinement Act of 1999 (113 Stat. 1501A–354), as enacted into law by section 1000(a)(6) of Public Law 106–113) is amended by striking “, to an individual who receives” and all that follows before the semicolon at the end and inserting “to an individual who has received an organ transplant”.

(2) CONFORMING AMENDMENTS.—

(A) Section 1832 of the Social Security Act (42 U.S.C. 1395k) (as amended by section 227(b) of the Medicare, Medicaid, and SCHIP Balanced Budget Refinement Act of 1999 (113 Stat. 1501A–354), as enacted into law by section 1000(a)(6) of Public Law 106–113) is amended—

(i) by striking subsection (b); and

(ii) by redesignating subsection (c) as subsection (b).

(B) Subsections (c) and (d) of section 227 of the Medicare, Medicaid, and SCHIP Balanced Budget Refinement Act of 1999 (113 Stat. 1501A–355), as enacted into law by sec-

1 tion 1000(a)(6) of Public Law 106–113, are re-
2 pealed.

3 (3) EFFECTIVE DATE.—The amendments made
4 by this subsection shall apply to drugs furnished on
5 or after the date of enactment of this Act.

6 (b) EXTENSION OF CERTAIN SECONDARY PAYER RE-
7 QUIREMENTS.—Section 1862(b)(1)(C) of the Social Secu-
8 rity Act (42 U.S.C. 1395y(b)(1)(C)) is amended by adding
9 at the end the following: “With regard to immuno-
10 suppressive drugs furnished on or after the date of enact-
11 ment of the Comprehensive Immunosuppressive Drug
12 Coverage for Transplant Patients Act of 2000, this sub-
13 paragraph shall be applied without regard to any time lim-
14 itation.”.

○